

17 MAR 2006
17 MAR 2006 PCT/PTO

PATENT
802220-0021 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MEUNIER et al.

GAU: Unknown

Appln. No.: 10/542,607

Examiner: Unknown

Filed: December 29, 2003

Conf. No.: 7312

For: UNIT FOR TREATMENT OF THE DEGENERATION
OF AN INTERVERTEBRAL DISC

LETTER CONCERNING DECLARATION

United States Patent and Trademark Office
Customer Service Window, Mail Stop PCT
Randolph Building, 401 Dulany Street
Alexandria, VA 22314

Dear Sir:

In response to the NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. § 3741 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) dated March 1, 2006, Applicants submit herewith a signed Declaration.

Please charge the required \$130.00 fee for the late submission of the Declaration to Deposit Account No. 502-927.

03/22/2006 MKAYPAGH 00000128 502927 10542607
01 FC:1617 130.00 DA

Respectfully submitted,

CABINET BEAU DE LOMENIE

Date:

March 16, 2006

By



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| U.S. APPLICATION NUMBER NO. 10/542,607 | COURRIER FIRST NAMED APPLICANT Alain Meunier 13 MAR. 2006 Cabinet Beau de Loménie | ATTY. DOCKET NO. 802220-0021US |
| 36713 CABINET BEAU DE LOMENIE 158 RUE DE L'UNIVERSITE PARIS, 75007 FRANCE | | INTERNATIONAL APPLICATION NO. PCT/FR03/03929 |
| | | I.A. FILING DATE 12/29/2003 |
| | | PRIORITY DATE 01/20/2003 |

CONFIRMATION NO. 7312
371 FORMALITIES LETTER
OC000000018152088

Date Mailed: 03/01/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/18/2005
- English Translation of the IA filed on 07/18/2005
- Copy of the International Search Report filed on 07/18/2005
- Preliminary Amendments filed on 07/18/2005
- Information Disclosure Statements filed on 07/18/2005
- U.S. Basic National Fees filed on 07/18/2005
- Substitute Specification filed on 07/18/2005
- Priority Documents filed on 07/18/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/542,607 | PCT/FR03/03929 | 802220-0021US |